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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

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Before Administrative Judges:

Charles Bechhoefer, Chairman
Dr. Jerry R. Kline
Dr. Peter S. Lam

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of

Docket No. 50-160-Ren

GEORGIA INSTITUTE OF TECHNOLOGY
RESEARCH REACTOR
Atlanta, Georgia
Facility License No. R-97

ASLBP No. 95-704-01-Ren

GEORGIANS AGAINST NUCLEAR ENERGY
MOTION TO COMPEL REQUEST FOR A PRODUCTION OF DOCUMENTS
FROM THE NRC CONCERNING OUR MANAGEMENT CONTENTION

Georgians Against Nuclear Energy (GANE) respectfully submits this request to compel the NRC staff to fulfill GANE's request for information pertaining to our contention that management problems at the Neely Nuclear Reactor Center are so great that safety of the public cannot be assured. The documents GANE is interested in compelling the NRC to provide, in particular, are the documents related to Rebecca Long, NRC Region II Inspector. This request was originally made on June 5, 1995, in request #83 to the NRC:

83. All records, reports, correspondence, internal memoranda, and other authored by, submitted by, signed by, pertaining to NRC Region II Inspector Rebecca Long as relates to the Neely Nuclear Research Center

In the NRC's response to our request for production of documents, dated July 7, 1995, the NRC staff objected to GANE's request and was unable to see the relevance of GANE's request. At the time, the NRC and Georgia Tech had both filed appeals attempting to overturn the ASLB's decision admitting our contentions on security and management,

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Georgia Tech stalled out on the discovery process, and GANE, being unfamiliar with the entire process adopted a "wait and see" posture towards the whole thing.

GANE had felt that the pertinence of Rebecca Long's experience inspecting the Georgia Tech Research Reactor was obvious, but supposed that calling her as a witness was one way of bringing her perspective and story out for the record and for the consideration of the ASLB in deciding this public health and safety issue of the continued operation of the Georgia Tech Research Reactor.

Last week, in response to Glenn Carroll's conversations with Sherwin Turk, GANE has begun the process of amending its response to NRC's discovery requests. As Mr. Turk made GANE realize the requirement of interviewing potential witnesses to provide the NRC with as much information as possible for them to build their case against GANE, Glenn Carroll subsequently placed a telephone call to Rebecca Long.

Ms. Long was aware of GANE's intervention opposing Georgia Tech's license renewal request and indicated that she had been given staff time to gather the documents which we had requested. She indicated that she had given them to Caroline Evans, staff attorney with the Region II NRC, and further, that so much time had passed that she was thinking she would have to ask for the documents to be returned to her (many of the files she has provided are apparently her personal files).

GANE called Caroline Evans who said we would have to be cleared by Mr. Turk before she could make the materials available to us, and Mr. Turk subsequently indicated that GANE would need to make the request in writing. We apologize to Mr. Turk if the Motion to Compel is overly formal or appears unfriendly, but it occurred to GANE that a Motion to Compel is the proper format to make this request.

GANE believes Rebecca Long's experience as recorded in the files we have requested to be pertinent based on newspaper reports about her sexual discrimination suit brought against the NRC. In the **Atlanta Constitution**, December 27, 1993, the story reports:

"[Ms. Long] said male managers in the Atlanta regional office undermined some of her safety related findings out of spite.

"She said the handling of her safety report on a nuclear reactor at Georgia Tech was an example of what she considers questionable NRC conduct.

. . . .

"She said four men in the office have tampered with her work. . .

. . . .

"Long said some NRC managers delete or 'water down' serious safety problems documented by inspectors. She added that it is an agency dominated by 'good old boys' who reward 'team players.'

"The Georgia Tech incident, which resulted in a worker's radiation exposure, was one of several examples Long offered of what she considers questionable NRC conduct.

"In 1987, she inspected a research reactor operated by Georgia Tech. Based on her inspection, the NRC cited the university for several violations, including failure to properly control experiments.

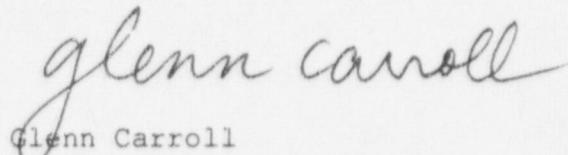
"A few months later, she said, Jape retracted the citations without her knowledge, contrary to NRC procedures."

GANE will attach the entire newspaper report to the amended discovery response to the NRC which is due to be post-marked on February 20, 1996.

In the meantime, GANE hopes the NRC will release the Rebecca Long documents it has already compiled for our review, immediately, to enable us to provide a complete response to its discovery requests.

GANE looks forward to a quick and favorable response from the NRC.

Respectfully submitted,



Glenn Carroll
Representative for GANE

Dated and signed February 10, 1996
in Decatur, Georgia

CERTIFICATE OF SERVICE - Docket No.(s) 50-160-REN

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